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From: Mark Zagorin	Sender's Phone No.: (512) 338-6300 Sender's Fax No.: (512) 338-6301

REGARDING:

Title:	CONTACT SENSITIVE DEVICE		
Application No.: 09/746,405	Filed:	December 26, 2000	
Examiner: L. Shapiro	Group Art Unit:	2673	
Atty. Docket No.: 081-0001	Confirmation No.:	3343	

ATTACHED HERETO:

- (1) Transmittal Letter (2 pages)
- (2) Petition to Consider Information Disclosure Statement (2 pages)
- (3) Copies of IDS, Form 1449, Postcard, Express Mail Receipt, Check (6 pages)

The information contained in and transmitted with this facsimile message is **CONFIDENTIAL** and intended only for the official use of the United States Patent and Trademark Office (USPTO). If you, the reader of this message, are not the intended recipient (identified above) or an agent responsible for delivery to the intended recipient, you are hereby notified that you have received this information in error and that any review, dissemination, destruction or copying thereof is strictly prohibited. If you have received this information in error, please notify us immediately by telephone at (512) 338-6300 and we will arrange for return of the original message. Thank you.

ZAGORIN O'BRIEN GRAHAM LLP7600B N. CAPITAL OF TEXAS HWY, SUITE 350
AUSTIN, TEXAS 78731-1191

INTELLECTUAL PROPERTY ATTORNEYS

512-338-6300 (TEL)
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May 9, 2006

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**RECEIVED**
CENTRAL FAX CENTER
MAY 09 2006

Applicant: Nicholas P. R. Hill
 Title: CONTACT SENSITIVE DEVICE
 Application No.: 09/746,405 Filed: December 26, 2000
 Examiner: L. Shapiro Group Art Unit: 2673
 Atty. Docket No.: 081-0001 Conf. No.: 3343

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- ☒ Petition to Consider Information Disclosure Statement (2 page(s))
☒ Copies of Information Disclosure Statement filed April 22, 2004: postcard, express mail receipt, check, IDS Statement and Form 1449 (6 page(s))
☐ Other: (page(s))
☐ Other: (page(s))
☐ Other: (page(s))
☒ Transmittal Letter (2 page(s));
☐ Return postcard;

The Total Fee has been calculated as shown below:

	Pending Claims	Claims Previously Paid	Extra Claims	Fees
Total Claims	N/A	- 20 =	0 x \$50.00 =	0.00
Independent Claims	N/A	- 3 =	0 x \$200.00 =	0.00
Multiple Dependent Claims (if any) - \$360.00 fee				
Additional Claims Fee				\$.00
Fee For Extension Of Time				
Other Fees: ()				
TOTAL FEE DUE:				\$.00

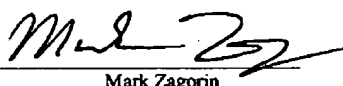
- ☐ Small entity status is entitled to be asserted for the application.
☐ A check is enclosed for the Total Fee shown above.
☐ Please charge the Total Fee shown above to Deposit Account 50-0631.
☒ The Commissioner is hereby authorized to charge any deficiency in fees and any additional fees under 37 C.F.R. § 1.16 or 1.17, that may be required during the pendency of this application, and to similarly credit any overpayment, to Deposit Account 50-0631.

Petition Trans

Client Reference No.: P.6365.USP (NXT 140)

ZAGORIN O'BRIEN GRAHAM LLP

May 9, 2006
RE: 09/746,405
Page 2 of 2

<u>CERTIFICATE OF MAILING OR TRANSMISSION</u>	
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<input checked="" type="checkbox"/>	facsimile transmitted to the US Patent and Trademark Office.
 Mark Zagorin	<u>5/9/06</u> Date
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Respectfully submitted,



Mark Zagorin, Reg. No. 36,067
Attorney for Applicant(s)
(512) 338-6311 (direct)
(512) 338-6300 (main)
(512) 338-6301 (fax)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED
CENTRAL FAX CENTER
MAY 09 2006**

Applicant(s): Nicholas P.R. Hill

Title: CONTACT SENSITIVE DEVICE

Application No.: 09/746,405

Filed: December 26, 2000

Examiner: L. Shapiro

Group Art Unit: 2673

Atty. Docket No.: 081-0001

Confirmation No.: 3343

May 9, 2006

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450**PETITION TO CONSIDER INFORMATION DISCLOSURE STATEMENT
FILED AS OF ITS DEPOSIT DATE WITH THE USPS
UNDER 37 CFR § 1.10(e)**

Dear Sir:

Applicant hereby petitions that the Information Disclosure Statement (IDS) filed on April 22, 2004 be accorded the filing date of April 22, 2004. The IDS was filed utilizing the Express Mail Procedures of 37 C.F.R. § 1.10. A postcard indicating receipt by the United States Patent and Trademark Office (USPTO) was received; however, the PAIR system does not indicate that the IDS was received by the USPTO, and Applicant has not received the initialed IDS from the Examiner.

Accordingly, Applicant submits herewith a copy of the IDS filed April 22, 2004 with fee, a copy of the "Express Mail" mailing label with the date indicated thereon, and a copy of the returned postcard showing receipt of the correspondence by the USPTO. The copy of the IDS submitted herewith shows that the number of the "Express Mail" mailing label was placed on the paper that constitutes the correspondence prior to the original mailing by "Express Mail". The copies of the correspondence, the check for \$180.00, the postcard receipt and the "Express Mail" mailing label are true copies of the originally mailed correspondence, check for \$180.00,

petition re ids

Application No.: 09/746,405

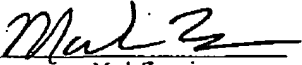
PATENT

returned postcard receipt, and original "Express Mail" mailing label with official notation entered by the USPS.

Applicant hereby requests that the Examiner return an initialed copy of the Form PTO 1449 indicating that the references cited therein were considered by the Examiner.

In addition, Applicant has not received initialed copies of two Information Disclosure Statements filed on July 23, 2003 and October 23, 2003, respectively. Both of these documents appear on the PAIR system at July 25, 2003 and October 23, 2003, respectively. Applicant would appreciate receiving initialed copies of the two Forms PTO 1449 showing that the references cited therein have been considered by the Examiner.

If there are any questions regarding this matter, the Examiner is respectfully requested to contact the undersigned at the number indicated below.

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<input type="checkbox"/> deposited with the US Postal Service with sufficient postage as first class mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<input checked="" type="checkbox"/> facsimile transmitted to the US Patent and Trademark Office.	
 Mark Zagorin	<u>5/9/06</u> Date

Respectfully submitted,



Mark Zagorin, Reg. No. 36,067

Attorney for Applicant(s)

(512) 338-6311

(512) 338-6301 (fax)

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COPY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant(s): Nicholas P.R. Hill	
Title: CONTACT SENSITIVE DEVICE	
Application No.: 09/746,405	Filed: December 26, 2000
Atty. Dkt. No.: 081-0001	

- (1) Information Disclosure Statement (2 page(s)) with
☒ Form(s) PTO-1449 (1 page(s))
☒ Copies of 5 references
☐ Other: _____ (____ page(s))
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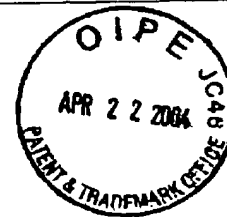
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Applicant(s): Nicholas P.R. Hill	
Title: CONTACT SENSITIVE DEVICE	
Application No.: 09/746,405	Filed: December 26, 2000
Atty. Dkt. No.: 081-0001	

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Date in Mo. Day Year 9 22 04	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 17.85	Delivery Attempt Time <input type="checkbox"/> AM <input type="checkbox"/> PM
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No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Mark Initials D	Total Postage & Fees \$ 17.85	Employee Signature
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Alexandria, VA 22313-1450

EXPLANATION: USPTO fees (IDS) 09/746,405

ZAGORIN, O'BRIEN & GRAHAM, L.L.P.

Intellectual Property Attorneys

7600B N. Capital of Texas Hwy., Suite 350
Austin, Texas 78731-1191

Ph. (512) 338-6300
Fax (512) 338-6301

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April 22, 2004

DATE

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EXPLANATION: USPTO fees (IDS) 09/746,405

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**COPY**

Applicant(s): Nicholas P.R. Hill

Title: CONTACT SENSITIVE DEVICE

Application No.: 09/746,405

Filed: December 26, 2000

Examiner: L. Shapiro

Group Art Unit: 2673

Atty. Docket No.: 081-0001

April 22, 2004

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT**37 C.F.R. § 1.97(c)**

Dear Sir:

Pursuant to 37 C.F.R. § 1.56, § 1.97 and § 1.98, the undersigned brings the patents, publications, applications or other information identified in the attached:

- ☒ Form(s) PTO-1449
☐ Other: n/a

to the Examiner's attention in the above-identified application. Citation of such information shall not be construed as:

1. an admission that the information necessarily is, or corresponds to, prior art with respect to the instant invention;
2. a representation that a search has been made, other than as described below; or
3. an admission that the information cited herein is, or is considered to be, material to patentability as defined in § 1.56(b).

For each item of information listed that is not in the English language, the undersigned has provided a concise explanation of the relevance through (i) an English language abstract, (ii) an English language equivalent application, or (iii) if cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action that indicates the degree of relevance found by the foreign office.

COPY PATENTFEE AUTHORIZATION

The undersigned believes that this Information Disclosure Statement is being filed before the mailing date of (i) a final action under § 1.113, (ii) a notice of allowance under § 1.311 or (iii) an action that otherwise closes prosecution. Accordingly, this Information Disclosure Statement is accompanied by the fee set forth in § 1.17(p) as follows:

- ☒ A check in the amount of \$180.00 is enclosed herewith.
- ☐ The undersigned hereby authorizes the Commissioner to charge the fee set forth in § 1.17(p) to Deposit Account No. n/a.

<p><u>CERTIFICATE OF MAILING OR TRANSMISSION</u></p> <p>I hereby certify that, on the date shown below, this correspondence is being</p> <p><input type="checkbox"/> deposited with the US Postal Service with sufficient postage as first class mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p><input type="checkbox"/> facsimile transmitted to the US Patent and Trademark Office.</p> <p>_____ Date</p>
--

Respectfully submitted,



Mark Zagorin, Reg. No. 36,067
Attorney for Applicant(s)
(512) 338-6311
(512) 338-6301 (fax)

EXPRESS MAIL LABEL: <u>EV436536511US</u>
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